

REMARKS/ARGUMENTS

Reconsideration and allowance of the present application, based on the amendments to the pending claims and the following remarks, are respectfully requested. Support for the amendments may be found throughout the specification. No new matter has been added as a consequence of these amendments.

Claims 1-9, 11 and 13-21 stand rejected under 35 U.S.C. §103(a) as being unpatentable over WO 2000/071623 ("Kessell '623") and Cosmetic and Toiletry Formulations 2001, 2nd edition ("Flick"). For at least the following reasons, the claims are believed to be patentable over the cited reference.

Applicants reassert all the arguments that were presented in the Response and Amendment filed on February 14, 2011, in particular on pages 5-6 which discuss the Examiner's confusion over Kessell's terms of "siloxane fluid dispersing medium" and "siloxane dispersing agent."

In addition, Applicants further note that among the several deficiencies of Kessell that are listed on page 7 of the present Official Action, the Examiner acknowledges that Kessell fails to teach the composition of claim 1 having metal oxide, siloxane fluid, and the dispersing agent. Accordingly, the Examiner must rely on the "After-Sun-Soother" composition of Flick. However, unlike the pending claims, Flick does not teach or suggest a dispersion comprising, *inter alia*, particles of metal oxide dispersed in a siloxane fluid and 1 to 60% of the specified dispersing agent, based on the weight of the metal oxide particles. Rather, at best, Flick suggests a composition that includes 2% of a dispersing agent based on the total composition, which corresponds to about 400% with respect to the weight of the titanium dioxide particles included in Flick's particular composition (see Flick Example, incorporating 0.4 wt.% of titanium dioxide particles). Accordingly, as Flick fails to cure the deficiencies of Kessell, Applicants submit that the pending claims are patentable over the cited art.

Therefore, all objections and rejections having been addressed, it is respectfully submitted that the present application is in a condition for allowance and a Notice to that effect is earnestly solicited.

Should any issues remain unresolved, the Examiner is encouraged to contact the undersigned attorney for Applicants at the telephone number indicated below in order to expeditiously resolve any remaining issues.

Respectfully submitted,

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